

SB3120



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB3120

Introduced 2/7/2014, by Sen. Dale A. Righter

SYNOPSIS AS INTRODUCED:

430 ILCS 66/90

Amends the Firearm Concealed Carry Act. Provides that a person licensed under the Act has standing to bring an action in circuit court against a unit of local government challenging the validity of an ordinance or regulation of that unit of local government that purports to regulate any activities under the Act that are declared exclusive powers and functions of the State under the Act. Effective immediately.

LRB098 19279 RLC 54431 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Firearm Concealed Carry Act is amended by
5 changing Section 90 as follows:

6 (430 ILCS 66/90)

7 Sec. 90. Preemption.

8 (a) The regulation, licensing, possession, registration,
9 and transportation of handguns and ammunition for handguns by
10 licensees are exclusive powers and functions of the State. Any
11 ordinance or regulation, or portion thereof, enacted on or
12 before the effective date of this Act that purports to impose
13 regulations or restrictions on licensees or handguns and
14 ammunition for handguns in a manner inconsistent with this Act
15 shall be invalid in its application to licensees under this Act
16 on the effective date of this Act. This Section is a denial and
17 limitation of home rule powers and functions under subsection
18 (h) of Section 6 of Article VII of the Illinois Constitution.

19 (b) A person licensed under this Act has standing to bring
20 an action in circuit court against a unit of local government
21 challenging the validity of an ordinance or regulation of that
22 unit of local government that purports to regulate any
23 activities under this Act that are declared exclusive powers

1 and functions of the State under subsection (a) of this
2 Section.

3 (Source: P.A. 98-63, eff. 7-9-13.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.